

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Labour Employment Training & Factories Department – Insurance Medical Services – APSWC – Exemption to the employees of the A.P. State Warehousing Corporation from ESI coverage under Section 91 of ESI Act – Rejected – Orders – Issued.

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LABOUR EMPLOYMENT TRAINING & FACTORIES (IMS ) DEPARTMENT

G.O.Rt.No. 542

Dated:27.04.2010.  
Read the following:-

1. Representation dated: 03.02.2006 of the Managing Director of A.P. State Warehousing Corporation, Hyderabad.
2. Representation dated:28.09.2006 of the Managing Director of A.P State Warehousing Corporation, Hyderabad.
3. From the DIMS Lr.Rc.No.12628/P1/2008, dt:11.03.2010.

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ORDER:-

In the reference 1<sup>st</sup> and 2<sup>nd</sup> read above, the Managing Director, A.P. State Warehousing Corporation, Hyderabad has stated that the Corporation's main/sole/principal activity is "storage" of agriculture products in godowns with a view to protect the farmers from distress sale and would take place quite after some time, when the handling and transport contractor, who was registered with APSWC on open tender basis for a period of two years, would get some labour for loading / unloading activities. The Corporation may not be able to keep track of these labour intermittently engaged by the contractors at various godowns. The insistence of coverage of these unorganized labourers at various godowns by ESI, they may consider to insist all the H&T contractors to cover the workers either with nearby ESI hospital or with a doctor locally available for extending medical facilities and subject to this compliance, their further bills would be regulated. He requested the Government to accord exemption to the employees of the Corporation from the coverage of ESI Act w.e.f 11.01.1996.

2. In the reference 3<sup>rd</sup> read above, the Director of Insurance Medical Services, A.P., Hyderabad has stated that the Exemption Committee in its meeting held on 08.03.2010, on scrutiny of the available documents pertaining to application for grant of exemption, specifically the benefits being provided by the employer to its employees, it has been found that the benefits and its scale are neither similar nor superior to the benefits as per the provisions of the Act. The Committee therefore unanimously recommends not to consider application for grant of exemption.

3. Government, after careful examination of the recommendations of the Standing Committee for Exemptions, have decided to reject the request of M/s. A.P State

Warehousing Corporation, Hyderabad for exemption to their employees from the coverage of ESI Act with retrospective effect from 11.01.1996 under Section 91 of ESI Act.

4. The Director of Insurance Medical Services, A.P., Hyderabad is requested to take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

BHANWARLAL  
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director of Insurance Medical Services, Andhra Pradesh, Hyderabad.

Copy to :

The A.P. State Ware Housing Corporation, Hyderabad

The Regional Director, ESI Corporation, Hill Fort Road, Hyderabad.

PA to Deputy Secretary.

Sf/Sc.

//FORWARDED : : BY ORDER//

SECTION OFFICER